

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

THE BARTER HOUSE, INC., and BRIAN DIMARCO,

Plaintiffs,

-v-

INFINITY SPIRITS LCC, *a limited liability company*, DON
GOOD TEQUILA COMPANY, LLC, *a limited liability
company*, EUROPEAN INFINITY GROUP INC., *a
corporation*, and BRIAN HOPKINS, *an individual*,

Defendants.

17 Civ. 9276 (PAE) (BCM)

ORDER

PAUL A. ENGELMAYER, District Judge:

Defendant Brian Hopkins, by email, has notified the Court, in response to its recent order, Dkt. 429, that he renews his demand for a jury trial. Accordingly, the outstanding claims in this case will be resolved a jury. The Court, utilizing the procedures within this District governing the scheduling of jury trials during the COVID-19 pandemic, will seek to schedule a jury trial in the first quarter of 2021 for the remaining claims, which are brought against Mr. Hopkins in his individual capacity. The form which the Court is to submit to arrange the scheduling of such a trial is due this week. The parties are instructed, by Wednesday, November 11, 2020, each to file (and email to chambers) a letter identifying any dates during the first quarter in which they are unavailable, and the specific bases for that unavailability. The Court will attempt to schedule a trial consistent with the parties' availability.

Because Mr. Hopkins states that he is not yet able to access ECF, the Court, in addition to docketing this order, is emailing it to plaintiffs' counsel and Mr. Hopkins. To further assure Mr. Hopkins' receipt, plaintiffs' counsel are directed forthwith to serve a copy of this order on Mr.

Hopkins at all known addresses, including email addresses, and thereafter promptly to file, on the docket of this case, an affidavit reflecting such service.

SO ORDERED.

A handwritten signature in blue ink that reads "Paul A. Engelmayer". The signature is written in a cursive, flowing style.

PAUL A. ENGELMAYER
United States District Judge

Dated: November 9, 2020
New York, New York